IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

THE HON'BLE MR JUSTICE N.V. RAMANA

WRIT PETITION NO : 11763 of 2007

DATED: 22.6.2007

Between:

J.V.Ramana PETITIONER

AND

A.P. Telecom Circle,
Rep by its Chief General Manager,
Doordarshan Bhavan,
Nampally, Hyderabad RESPONDENT

THE HON'BLE SRI JUSTICE N.V.RAMANA

WRIT PETITION NO. 11763 OF 2007

ORAL ORDER:

The present writ petition is filed questioning the transfer order dated 26.5.2007 as illegal and arbitrary.

The petitioner, who is working as Sub Divisional Engineer, in Bharat Sanchar Nigam Limited was transferred to Hyderabad Telecom District and joined the duty at Hyderabad on 31.8.2000. Since his name was included in the proposed transfer list dated 9.4.2007, he filed W.P. No. 9078 of 2007 on the ground that he has not completed the minimum of nine years stay at Hyderabad. The said writ petition was dismissed as premature by order dated 26.4.2007. Thereafter the petitioner submitted representations dated 2.2.2006, 19.2.2007 and 7.3.2007 to delete his name from the proposed transfer list. He alleges that without considering his representations, impugned orders dated 26.5.2007 were passed transferring him from Hyderabad to Nalgonda. Questioning the said transfer order the present writ petition is filed on the ground that the he has not completed the nine years minimum stay at Hyderabad and that he was transferred to Hyderabad on medical and spouse case grounds.

The learned counsel for petitioner submits that the petitioner was transferred to Hyderabad on medical grounds and that his wife is employed in Railways and posted at Hyderabad. It is further stated that without considering his representations and in violation of the transfer policy dated 23.2.2003, the petitioner was transferred to Nalgonda and sought for interference of the Court.

Transfer is an incidence of service, and is made keeping in view the administrative exigencies and needs of the organization. It is not a punishment. This Court normally does not interfere in matter of

transfer, unless it is shown that the transfer has been made on *mala fide* grounds or for extraneous reasons.

However, since the representation of the petitioner dated 2.2.2006, 19.2.2007 and 7.3.2007 are pending consideration, I deem it appropriate to dispose of the writ petition with the following direction;

The Chief General Manager, sole respondent herein is directed to consider and dispose of the representations of the petitioner dated 2.2.2006, 19.2.2007 and 7.3.2007 expeditiously, if not already disposed of.

With the above observation, the writ petition is disposed of.

No costs.

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N.V.RAMANA,J

DATE: 22.6.2007
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THE HON'BLE MR JUSTICE N.V. RAMANA

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